

# **DEFICIENCY PROGRESS REPORT – UPDATE 1**

December 19, 2007

**CUPA: TEHAMA COUNTY ENVIRONMENTAL HEALTH DEPARTMENT**

**Evaluation Date: September 19, 2007**

**Evaluator: Jennifer Lorenzo, Cal/EPA**

**Status: Deficiencies 2, 3, 4, 5, 6, and 7 remain outstanding.**

**Next Progress Report (2<sup>nd</sup> Update) Due: March 17, 2008**

1. **Deficiency:** The CUPA is not assessing CalARP state surcharge.

**Preliminary Corrective Action by December 18, 2007:** The CUPA will assess the FY 07/08 CalARP state surcharge on each business regulated under the CalARP program.

**CUPA Corrective Action (December 18, 2007):** The CUPA has [assessed] the FY 07/08 surcharge on all businesses regulated by the CalARP program. Please see Fax.

***Cal/EPA Comments to December 18, 2007, Corrective Action:*** *The CUPA has satisfactorily corrected this deficiency; no further update is necessary.*

2. **Deficiency:** The CUPA is not fully tracking and reporting all items requested on their Annual Inspection Summary Report 3.

**Preliminary Corrective Action by September 30, 2008:** While the CUPA continues to improve their database management system (SWEEPS), the CUPA will ensure that the information reported on the Annual Inspection Summary Report 3 will be complete. Before submittal of the report, the CUPA will verify that the data reported are as accurate as possible.

**CUPA Corrective Action (December 18, 2007):** The CUPA arranged a meeting with the SWEEPS provider who added specific data entry codes to the database management system. These new codes will address accuracy in tracking and reporting all items required in annual inspection summary Report #3.

***Cal/EPA Comments to December 18, 2007, Corrective Action:*** *This deficiency remains a correction in progress. On the next progress report, due on March 17, 2008, please update Cal/EPA on the progress toward correcting this deficiency.*

3. **Deficiency:** The CUPA is not fully tracking and reporting violations information and enforcement actions taken on their Annual Enforcement Summary Reports.

**Preliminary Corrective Action by September 30, 2008:** While the CUPA continues to update and improve their database management system, the CUPA will ensure that the violations and enforcement data on the Annual Enforcement Summary Report 4 will be complete and as accurate as possible.

**CUPA Corrective Action (December 18, 2007):** The CUPA arranged a meeting with the SWEEPS provider who added specific data entry codes to the database management system. The new codes will address accuracy in tracking violations and enforcement activities on the annual enforcement summary report #4.

**Cal/EPA Comments to December 18, 2007, Corrective Action:** *This deficiency remains a correction in progress. On the next progress report, due on March 17, 2008, please update Cal/EPA on the progress toward correcting this deficiency.*

4. **Deficiency:** The CUPA is not inspecting each business plan facility at least once every three years.

**Preliminary Corrective Action by December 18, 2007:** On an annual basis, the CUPA will inspect approximately a third of its business plan facilities. Beginning December 18, 2007, the CUPA will submit a status of their progress, including the number of facilities inspected.

**CUPA Corrective Action (December 18, 2007):** The CUPA has a total of 273 business plan facilities on inventory. Between July 1, 2007 and November 1, 2007, forty two [42] of these facilities were inspected. The CUPA's goal is to maintain a triennial inspection frequency for these facilities.

**Cal/EPA Comments to December 18, 2007, Corrective Action:** *Although the CUPA inspected approximately 26% of its business plan facilities during FY 06/07, the CUPA has already inspected about 15% of its business plan facilities from July 1 to November 1, 2007. If the CUPA continues to inspect facilities at the current rate, then the CUPA will exceed the mandated triennial inspection frequency for this fiscal year. Keep up the good work. On the next status report, due on March 17, 2008, please update Cal/EPA on the progress toward correcting this deficiency, including the total number of business plan facilities and the number of routine (compliance) inspections conducted from July 1, 2007, to February 29, 2008.*

5. **Deficiency:** The CUPA is not implementing and enforcing the requirements of the business plan program for all regulated businesses.

**Preliminary Corrective Action by December 18, 2007:** The CUPA will incorporate the farms within their jurisdiction into the business plan program. By December 18, 2007, meet with and confer with the Agricultural Commissioner's Office on the subject of farm inspections and the business plan program. By March 17, 2008, develop a procedures manual in conjunction with the Agricultural Commissioner's Office.

**CUPA Corrective Action (December 18, 2007):** The CUPA has met with the agricultural commissioner's office and has begun implementation of the business plan program relating to farms. [The CUPA has begun] establishing [an] inventory and introducing the program to the agricultural community. Please see Fax.

**Cal/EPA Comments to December 18, 2007, Corrective Action:** *Cal/EPA appreciates the efforts that the CUPA have taken toward correcting this deficiency. This deficiency remains a correction in progress. On the next status report, due on March 17, 2008, please update Cal/EPA on the progress toward correcting this deficiency, including a list of the agricultural businesses that were not previously regulated but are now subject to the business plan program based on the hazardous materials inventory notifications sent by the CUPA to the agricultural handlers within the county.*

6. **Deficiency:** The CUPA is not conducting hazardous waste generator inspections with a frequency consistent with their Inspection and Enforcement Program Plan, which is triennial.

**Preliminary Corrective Action by December 18, 2007:** On an annual basis, the CUPA will inspect approximately a third of its hazardous waste generator facilities. Beginning December 18, 2007, the CUPA will submit a status of their progress, including the number of facilities inspected.

**CUPA Corrective Action (December 18, 2007):** The CUPA has a total of 109 hazardous materials business plan facilities on inventory. Between July 1, 2007, thru November 30, 2007, twelve [12] of these facilities were inspected. The CUPA's goal is to maintain a triennial inspection frequency for these facilities.

**Cal/EPA Comments to December 18, 2007, Corrective Action:** *The CUPA inspected approximately 29% of their hazardous waste generator facilities during FY 06/07. The CUPA has already inspected 11% of its hazardous waste generators from July 1 to November 30, 2007. If the CUPA continues to inspect at this rate, then the CUPA will have inspected less than a third of their hazardous waste generator facilities for FY 07/08. Therefore, this deficiency remains a correction in progress. On the next status report, due on March 17, 2008, please update Cal/EPA on the progress toward correcting this deficiency,*

*including the total number of hazardous waste generator facilities and the number of routine (compliance) inspections conducted from July 1, 2007, to February 29, 2008.*

- 7. Deficiency:** The CUPA does not have a mechanism to receive comments or feedback from the public or regulated business community, such as a customer service survey form.

**Preliminary Corrective Action by December 18, 2007:** The CUPA will develop a survey or questionnaire to obtain feedback or comments from the public and regulated facilities. The survey or questionnaire should be readily available at the CUPA's office and may also be mailed to the regulated businesses.

**CUPA Corrective Action (December 18, 2007):** The CUPA will develop a survey to solicit feedback or comments from regulated facilities. The form will be readily available at the office counter and will be made directly accessible to the regulated businesses.

**Cal/EPA Comments to December 18, 2007, Corrective Action:** *This deficiency remains a correction in progress. On the next status report, due on March 17, 2008, please update Cal/EPA on the progress toward correcting this deficiency and submit a copy of the survey, if available then.*